

Consumer's Name: _____ SCAP Case No: _____

Manufacturer Rep's Name: _____ Phone: _____

Fax: _____

Email: _____

MANUFACTURER'S STATEMENT

Submit this completed statement, the requested documents, and the \$200 filing fee within 10 days from the date of your receipt of the demand for arbitration. This statement may be submitted by email.

Please select one of the options:

1. The manufacturer **did** ____ **did not** ____ receive notice of the defect from the consumer before the Lemon Law rights period expired.
2. The manufacturer **does wish** ____ **does not wish** ____ to inspect the motor vehicle before the arbitration hearing. (You have the right to a pre-arb inspection. This, however, is not another repair attempt. If the consumer is not cooperative in scheduling this, please contact the Administrator for assistance.)
3. The manufacturer will participate at the arbitration hearing.

NAME OF PERSON APPEARING:

4. The manufacturer **will** ____ **will not** ____ be represented by an attorney at the arbitration hearing.

ATTORNEY'S NAME:

5. The manufacturer will call the following witness(es) to testify at the arbitration hearing:

(PLEASE NOTIFY THE SCAP ADMINISTRATOR OF ANY CHANGE(S) TO THE WITNESS(ES) LISTED ABOVE)

6. The manufacturer denies the consumer's claim that the motor vehicle qualifies for relief under the Lemon Law for the following reason(s):
 - a. Insufficient opportunity to repair;
 - b. Inadequate notice to the manufacturer;
 - c. Defect does not constitute "substantial impairment" of use, safety, or market value;
 - d. Defect is not likely to cause death or serious bodily injury if the vehicle is driven;
 - e. Vehicle was not out of service by reason of repair for one or more defects for a cumulative total of 30 or more business days during the Lemon Law rights period;
 - f. Defect has been corrected;
 - g. Complaint does not fall within Lemon Law rights period;
 - h. Demand for arbitration was not filed within one (1) year from expiration of Lemon Law rights period;
 - i. Defect is the result of consumer's abuse, neglect, or unauthorized modifications or alterations of the motor vehicle;
 - j. Other (please explain): _____

7. List relevant technical service bulletins or reports and attach copies: _____

NOTE: Pursuant to H.A.R. § 16-181-20, if you fail to appear at the arbitration hearing, the hearing shall proceed, and the arbitrator shall make a decision based on evidence presented by the consumer and any documents contained in the record. Rev. 05/18/20